

OCT 20 2011

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

OTTLEY SMITH,	)	CASE NO. 7:11CV00455
	)	
Plaintiff,	)	
	)	FINAL ORDER
vs.	)	
	)	
	)	
MR. HAROLD CLARKE, <u>ET AL.</u> ,	)	By: Glen E. Conrad
	)	Chief United States District Judge
Defendant(s).	)	

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1) and 42 U.S.C. § 1997e(a); plaintiff's motion for interlocutory injunctive relief (ECF No. 2) and his requests for in forma pauperis status and appointment of counsel are **DENIED**; and this action is stricken from the active docket of the court.

ENTER: This 20<sup>th</sup> day of October, 2011.

*[Signature: Glen E. Conrad]*

Chief United States District Judge